

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

RONALD BETHUNE, on behalf of himself
and all others similarly situation,

Plaintiff,

v.

LENDINGCLUB CORPORATION;
WEBBANK; STEEL PARTNERS
HOLDINGS, L.P.; THE LENDING CLUB
MEMBERS TRUST; and DOES 1 through
10, inclusive,

Defendants.

Case No.: 1:16-cv-02578 (NRB)

NOTICE OF MOTION

PLEASE TAKE NOTICE that, upon Defendants' Joint Brief in Support of Motions to Compel Arbitration and to Stay Action, the accompanying Declaration of Jason Altieri in Support of Defendants' Motion to Compel Arbitration, dated June 17, 2016, and the exhibits annexed thereto, the accompanying Declaration of Benjamin R. Nagin in Support of Defendants' Motions to Compel Arbitration and to Stay Action, and the exhibit annexed thereto, the accompanying letter of Benjamin R. Nagin, dated June 17, 2016, submitted on behalf of all defendants pursuant to Rule 2(E)(1) of this Court's Individual Practices, and upon all prior papers and proceedings herein, defendant Steel Partners Holdings, L.P., by its counsel Kaplan Rice LLP, moves this Court, before the Honorable Naomi Reice Buchwald, United States District Judge, at the Daniel Patrick Moynihan Courthouse, 500 Pearl Street, Courtroom 21A, New York, New York, 10007, for an Order, pursuant to the Federal Arbitration Act, 9 U.S.C. § 1 *et seq.*, (i) compelling Plaintiff Ronald Bethune to arbitrate his claims against Steel Partners Holdings, L.P. on an individual basis, (ii) staying such claims pending the outcome of the

arbitration proceedings, and (iii) awarding Steel Partners Holdings, L.P. such other and further relief as this Court deems just and proper.

In accordance with the schedule agreed to by the parties and so ordered by the Court, Plaintiff will serve and file opposition papers on or before July 18, 2016, and defendants will serve and file reply papers on or before August 1, 2016.

Dated: New York, New York
June 17, 2016

/s/ Joseph A. Matteo
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